

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION

|                                |   |                                     |
|--------------------------------|---|-------------------------------------|
| WILLIAM H. ROGERS, JR. et al., | ) |                                     |
|                                | ) | Case No. 4:06CV00015                |
| Plaintiffs,                    | ) |                                     |
|                                | ) |                                     |
| v.                             | ) | <b><u>ORDER</u></b>                 |
|                                | ) |                                     |
|                                | ) |                                     |
| DOW AGROSCIENCES, LLC, et al., | ) | By: Jackson L. Kiser                |
|                                | ) | Senior United States District Judge |
| Defendants.                    | ) |                                     |
|                                | ) |                                     |
|                                | ) |                                     |
|                                | ) |                                     |

For the reasons stated in the accompanying Memorandum Opinion, Plaintiffs' Motion to Remand and Motion to Amend are **DENIED**.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to all counsel of record.

Entered this 21<sup>st</sup> day of July, 2006.

s/Jackson L. Kiser  
Senior United States District Judge